

JC02 Rec'd PCT-TO 08 APR 2005 *pet*

PATENT

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

#7

Applicants: Fankhauser et al.

Serial No.: 10/505,463

Filed: August 20, 2004


For: DEVICE FOR THE
IMPLANTATION OF MARKING
BODIES AND A MAGAZINE WITH
MARKING BODIES FOR THIS
DEVICE

Group Art Unit: To be assigned

Examiner: To be assigned

) I hereby certify that this paper (or fee) is being
) deposited with the United States Postal Service,
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) April 6, 2005

) 
) _____
) James P. Zeller
) Reg. No. 28,491

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents
Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is in response to the "Notification of Missing Requirements" dated March 30, 2005. A copy of the notice is attached.

Submitted herewith is the executed Inventor's Declaration for Patent Application and Power of Attorney along with our check in the amount of \$130.00 to cover the surcharge.

04/28/2005 LLANDGRA 00000050 10505463


01 FC:1617

130.00 OP

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

April 6, 2005

By: 
_____ James P. Zeller
Reg. No. 28,491
Attorneys for Applicants
Customer No. 04743

6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6357
(312) 474-6300



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/505,463	FIRST NAMED APPLICANT Christoph Fankhauser	ATTY. DOCKET NO. 27392/26387
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04743
 MARSHALL, GERSTEIN & BORUN LLP
 6300 SEARS TOWER
 233 S. WACKER DRIVE
 CHICAGO, IL 60606

RECEIVED

APR 05 2005

MARSHALL GERSTEIN

INTERNATIONAL APPLICATION NO.

PCT/EP03/02567

I.A. FILING DATE

03/12/2003

PRIORITY DATE

04/10/2002

CONFIRMATION NO. 1758

371 FORMALITIES LETTER



OC000000015442070

Date Mailed: 03/30/2005

Docketed 5/30/05

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/20/2004
- English Translation of the IA filed on 08/20/2004
- Copy of the International Search Report filed on 08/20/2004
- Copy of IPE Report filed on 08/20/2004
- Preliminary Amendments filed on 08/20/2004
- Information Disclosure Statements filed on 08/20/2004
- Request for Immediate Examination filed on 08/20/2004
- U.S. Basic National Fees filed on 08/20/2004
- Priority Documents filed on 08/20/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

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ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/505,463	PCT/EP03/02567	27392/26387

FORM PCT/DO/EO/905 (371 Formalities Notice)